THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.25614 of 2007

Between:

Kasse Rama Rao.

.. PETITIONER

and

State of Andhra Pradesh and others.

.. RESPONDENTS

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.25614 of 2007

ORDER:

It is the case of the petitioner that he was assigned the lands admeasuring Ac.0-24 cents in Sy.No.486-2, Ac.0-24 cents in Sy.No.486-4, Ac.1-17 cents in Sy.No.1243-5 and Ac.1-09 cents in Sy.No.1245-3 respectively situated at Kamavarapukota Village and Mandal, West Godavar District, vide D-Form patta, dated 07-05-1997, in L.D.No.88 (A) 1406 F by the Mandal Revenue Officer, Kamavarapukota. From the date of assignment, he is in continuous possession and enjoyment of the said lands and he has not violated any terms and conditions of the said D-Form Patta. While so, the 4th respondent is taking steps to dispossess the petitioner from the lands admeasuring Ac.0-24 cents in Sy.No.486/2 and Ac.0-24 cents in Sy.No.486/4 situated at Kamavarapukota village and Mandal, West Godavari District, on the ground that the said lands are required for the purpose of distributing the same for house sites under housing scheme. It is the case of the petitioner that as long as the assigned patta is not cancelled, the respondents cannot dispossess the petitioner from the lands in question without following due process of law.

Having regard to the facts and circumstances of the case, without expressing any opinion on the merits of the case, the writ petition is disposed of directing the 4th respondent not to dispossess the petitioner from the lands admeasuring Ac.0-24 cents in Sy.No.486/2 and Ac.0-24 cents in Sy.No.486/4 situated at Kamavarapukota village and Mandal, West Godavari District, without following due process of law. There shall be no order as to costs.

_____

04-12-2007

Prv